

Attorney Docket No.: _____

COMBINED DECLARATION/POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor(s), I (we) hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

Non-aqueous electrolyte secondary battery and negative electrode for the same

, the specification of which

(check one) _____ is attached hereto.
_____ was filed on _____ as
United States Application No. _____
_____ PCT International Patent Application No. _____
filed on _____
and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

			Priority Claimed
<u>2000-267626</u> (Number)	<u>Japan</u> (Country)	<u>4 September, 2000</u> (Day/Month/Year Filed)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<u>2000-267627</u> (Number)	<u>Japan</u> (Country)	<u>4 September, 2000</u> (Day/Month/Year Filed)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>(Appln. Serial No.)</u>	<u>(Filing Date)</u>	<u>(Status-patented, pending, abandoned)</u>
<u>(Appln. Serial No.)</u>	<u>(Filing Date)</u>	<u>(Status-patented, pending, abandoned)</u>

I hereby appoint as my attorneys, with full power of substitution and revocation, to prosecute the patent application identified above and to transact all business in the U.S. Patent and Trademark Office connected therewith: Edward A. Becker, Reg. No. 37,777; Stephen A. Becker, Reg. No. 26,527; Marcel K. Bingham, Reg. No. 42,327; John G. Bisbikis, Reg. No. 37,095; Daniel Bucca, Reg. No. 42,368; Kenneth L. Cage, Reg. No. 26,151; Stephen C. Carlson, Reg. No. 39,929; Tom A. Corrado, Reg. No. 42,439; Paul Devinsky, Reg. No. 28,553; Laura A. Donnelly, Reg. No. 38,435; Margaret M. Duncan, Reg. No. 30,879; Brian E. Ferguson, Reg. No. 36,801; Michael F. Fogarty, Reg. No. 36,139; Willem F. Gadiano, Reg. No. 37,136; Keith E. George, Reg. No. 34,111; John A. Hankins, Reg. No. 32,029; Brian D. Hickman, Reg. No. 35,894; Eric J. Kraus, Reg. No. 36,190; Patrick B. Law, Reg. No. 41,549; Robert E. LeBlanc, Reg. No. 17,219; Jack Q. Lever, Reg. No. 28,149; Raphael V. Lupo, Reg. No. 28,363; Christine F. Martin, Reg. No. 39,762; Michael A. Messina, Reg. No. 33,424; Eugene J. Molinelli, Reg. No. 42,901; Christopher J. Palermo, Reg. No. 42,056; Joseph H. Paquin, Jr., Reg. No. 31,647; Robert L. Price, Reg. No. 22,685; Gene Z. Rubinson, Reg. No. 33,351; Joy Ann G. Serauskas, Reg. No. 27,952; David A. Spenard, Reg. No. 37,449; Arthur J. Steiner, Reg. No. 26,106; David L. Stewart, Reg. No. 37,578; Michael D. Switzer, Reg. No. 39,552; Leonid D. Thenor, Reg. No. 39,397; Keith J. Townsend, Reg. No. 40,358; Aaron Weisstuch, Reg. No. P41,557; Edward J. Wise, Reg. No. 34,523; Alexander V. Yampolsky, Reg. No. 36,324; and Robert W. Zelnick, Reg. No. 36,976 all of

Please address all correspondence and telephone calls to:

MCDERMOTT, WILL & EMERY
600 13th Street, N.W.
WASHINGTON, D.C. 20005-3096
Telephone: 202-756-8000

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Kohei SUZUKI

Inventor's signature Kohei Suzuki Date April 24, 2001

Residence Yao-shi, Osaka Japan Citizenship Japanese

Post Office Address 1-95, Futamata, Yao-shi, Osaka 581-0024 Japan

Full name of second inventor Kazunori KUBOTA

Inventor's signature Kazunori Kubota Date April 25, 2001

Residence Moriguchi-shi, Osaka Japan Citizenship Japanese

Post Office Address Room 102, Toda-haitsu, 1-38-2, Todacho, Moriguchi-shi, Osaka 570-0014 Japan

Full name of third inventor Motoi KAWAMURA

Inventor's signature Motoi Kawamura Date April 25, 2001

Residence Kadoma-shi, Osaka Japan Citizenship Japanese

Post Office Address Room 408, Showa-ryo, 16-1, Miyamaecho, Kadoma-shi, Osaka 571-0074 Japan

Full name of fourth inventor Akira KURODA

Inventor's signature Akira Kuroda Date April 24, 2001

Residence Hirakata-shi, Osaka Japan Citizenship Japanese

Post Office Address 3-17-33-304, Makinozaka, Hirakata-shi, Osaka 573-1146 Japan

Full name of fifth inventor Masao FUKUNAGA

Inventor's signature Masao Fukunaga Date April 24, 2001

Residence Minamikawachi-gun, Osaka Japan Citizenship Japanese

Post Office Address 691-6, Tai, Miharacho, Minamikawachi-gun, Osaka 587-0062 Japan

Full name of sixth inventor Tsumoru OHATA

Inventor's signature Tsumoru Ohata Date April 24, 2001

Residence Kyoto-shi, Kyoto Japan Citizenship Japanese

Post Office Address 1-1-304, Yosai, Momoyamamachi, Fushimi-ku, Kyoto-shi, Kyoto 612-8016 Japan